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*BAR OTHER THAN D.C.
**REGISTERED PATENT AGENTS

February 29, 2000



WRITER'S DIRECT NUMBER: (202) 789-5519
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Box Missing Parts

Assistant Commissioner for Patents Washington, D.C. 20231

Re:

U.S. Utility Patent Application

Appl. No. 09/430,175; Filed: October 29, 1999

For: Multiple Marker Characterization of Single Cells

Inventors:

Lesko *et al*.

Our Ref:

1887.0020001/RWE/KKV

Sir:

In reply to the "Notice to File Missing Parts of Application--Filing Date Granted," dated November 30, 1999, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

- 1. Fee Transmittal Form PTO/SB17 (in duplicate);
- 2. Petition for Extension of Time under 37 C.F.R. § 1.136 (in duplicate);
- 3. Copy of the Notice to File Missing Parts;
- 4. Original Declaration as executed by the inventors;
- 5. Power of Attorney from Assignee;
- 6. Certificate Under 37 C.F.R. § 3.73(b) Statement with copy of Assignment attached;
- 7. Statement Claiming Small Entity Status (37 C.F.R. 1.9(f) & 1.27(c)) Small Business Concern; and

Assistant Commissioner for Patents February 29, 2000 Page 2

- 8. Our Check No. 26796 for \$ 807.00 to cover:
 - \$345.00 Filing Fee for Patent Application (37 C.F.R. § 1.16)
 - \$342.00 Extra claim fee (37 C.F.R. 1.16)
 - \$ 65.00 Surcharge for late filing of Declaration (37 C.F.R. § 1.16)
 - \$ 55.00 For Extension fee under 37 C.F.R. § 1.136.

It is respectfully requested that the attached postcard be stamped with the filing date of these documents and returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Kristin K. Vidovich

Attorney for Applicants

Kutin K. Vidoo u

Registration No. 41,448

RWE/KKV:asl Enclosures

 $P: \label{local-prop} \parbox{$P:\USERS\kvidovic\1887\0020001\NTFMP.ptocov} \\$

PTO/SB/17 (12/99)

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Complete if Known FEE TRANSMITTAL 09/430,175 **Application Number** for FY 2000 October 29, 1999 Filing Date Patent fees are subject to annual revision. Stephen A. Lesko First Named Inventor Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28. To Be Assigned **Examiner Name** Group / Art Unit 1648 1887.0020001/RWE/KKV Attorney Docket Number (\$) 807.00 TOTAL AMOUNT OF PAYMENT /O.E.

| | FVE CALCULATION (continued) | | | | | | | |
|--|-----------------------------|-----------------------------------|-------------|-------------|--|-------------|--|--|
| METHOD OF PAYMENT (check one) | | | | 70 | | | | |
| 1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to: | 3. addit | ΓΙΟNAL F | EES | | FEB 2 9 2000 E | | | |
| Deposit Account Number 19-0036 | Large | Entity | Small | Entity | TO THE REPORT OF THE PARTY OF T | F | | |
| Deposit Account Name Sterne, Kessler, Goldstein & Fox P.L.L.C. | Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid | | |
| Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17 | | 130 | 205 | 65 | Surcharge - late filing fee or oath | 65.00 | | |
| | | 50 | 227 | 25 | Surcharge - late provisional filing fee or cover sheet | | | |
| | 139 | 130 | 139 | 130 | Non-English specification | | | |
| ☑ Payment Enclosed: ☑ Check ☐ Money Order ☑ Other* *Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036. | | 2,520 | 147 | 2 520 | For filing a request for reexamination | | | |
| | | 920* | 112 | 920* | Requesting publication of SIR prior to Examiner action | | | |
| FEE CALCULATION | 113 | 1,840* | 113 | 1,840* | Requesting publication of SIR after Examiner action | | | |
| | 115 | 110 | 215 | 55 | Extension for reply within first month | 55.00 | | |
| 1. BASIC FILING FEE | 116 | 380 | 216 | 190 | Extension for reply within second month | | | |
| Large Entity Small Entity | 117 | 870 | 217 | 435 | Extension for reply within third month | | | |
| Fee Fee Fee Fee Description Fee Paid | 118 | 1,360 | 218 | 680 | Extension for reply within fourth month | | | |
| Code (\$) Code (\$) | 128 | 1,850 | 228 | 925 | Extension for reply within fifth month | | | |
| 101 690 201 345 Utility filing fee \$345.00 | 119 | 300 | 219 | 150 | Notice of Appeal | | | |
| 106 310 206 155 Design filing fee | 120 | 300 | 220 | 150 | Filing a brief in support of an appeal | | | |
| 107 480 207 240 Plant filing fee | 121 | 260 | 221 | 130 | Request for oral hearing | | | |
| 108 690 208 334 Reissue filing fee | 138 | 1,510 | 138 | 1,510 | Petition to institute a public use proceeding | | | |
| 114 150 214 75 Provisional filing fee | 140 | 110 | 240 | 55 | Petition to revive - unavoidable | | | |
| SUBTOTAL (1) (\$) 345.00 | 141 | 1,210 | 241 | 605 | Petition to revive - unintentional | | | |
| 30BTOTAL (1) (4) 545.55 | 142 | 1,210 | 242 | 605 | Utility issue fee (or reissue) | | | |
| | 143 | 430 | 243 | 215 | Design issue fee | | | |
| 2. EXTRA CLAIM FEES Fee from Extra below Fee Paid | 144 | 580 | 244 | 290 | Plant issue fee | | | |
| Total Claims <u>58</u> - 20** = <u>38</u> X 9 = <u>\$342.00</u> | 122 | 130 | 122 | 130 | Petitions to the Commissioner | | | |
| Indep. Claims <u>3</u> - 3** = <u>0</u> X = <u>0</u> | 123 | 50 | 123 | 50 | Petitions related to provisional applications | | | |
| Multiple Dependent 0 = 0 ** or number previously paid, if greater; For Reissues, see below | 126 | 240 | 126 | 240 | Submission of Information Disclosure Stmt | | | |
| Large Entity Small Entity Fee Fee Fee Fee Fee Description | 581 | 40 | 581 | 40 | Recording each patent assignment per property (times number of properties) | | | |
| Code (\$) Code (\$) 103 18 203 9 Claims in excess of 20 | 146 | 760 | 246 | 380 | Filing a submission after final rejection (37 CFR 1.129(a)) | | | |
| 102 78 202 39 Independent claims in excess of 3 | 149 | 760 | 249 | 380 | For each additional invention to be examined | | | |
| 104 260 204 130 Multiple dependent claim | 149 | 700 | 245 | 300 | (37 CFR 1.129(b)) | | | |
| 108 78 209 39 **Reissue independent claims over original patent | | Other fee (specify): | | | | | | |
| 110 18 210 9 **Reissue claims in excess of 20 and | | Other fee (specify): | | | | | | |
| over original patent | *Reduced | *Reduced by Basic Filing Fee Paid | | | | | | |
| SUBTOTAL (2) (\$) 342.00 | | | | | SUBTOTAL (3) (\$) 120.00 | | | |
| SUBMITTED BY Complete (if applicable) | | | | | | | | |

Typed or Printed Name Reg. Number 41,448 Kristin K. Vidovich Signature Deposit Acct. User ID Date Fes. 29, 2000 uitiu B.

Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



UNITED STATES DEPARTMENT OF COMMERCE **Patent and Trademark Office**

COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

APPLICATION NUMBER FILING/RECEIPT DATE FIRST NAMED APPLICANT

ATTORNEY DOCKET NO /TITLE

09/430,175

Customer Service Center

Initial Patent Examination Division (703) 308-1202

10/29/99

LESKO

CW-304

0222/1130

DENISE BERSTEIN UMBC TEC I BUILDING 5202 WESTLAND BOULEVARD BALTIMORE MD 21227



DATE MAILED:

11/30/99

NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to

| 37 CFR 1:136(a) for a small entit | . If any of items 1 or 3 thr | may be obtained by filing a petition accom rough 5 are indicated as missing, the SU 7 CFR 1.27, or ② \$130.00 for a non-small | RCHARGE set forth in 37 | CFR 1.16(e) of ☐ \$6 | 65.00 |
|--|---|---|--|------------------------|---------------------------|
| If all required in | tems on this form are A | filed within the period set above, the in-small entity is \$ _/3(). | total amount owed by ap | oplicant as a | |
| ☐ 1. The statu☐ missi☐ insuff Applicant claiming | utory basic filing fee is: ing. | to complete the basic fili | ng fee and/or file a small | entity statement | |
| \$ | | total claims over 20. | | | |
| \$ | for | independent claims over 3. | • | | |
| ☐ 3. The oath ☐ is mis ☐ does An oath of the above ☐ 4. The signs 1.43 or 1 A proper Application | n or declaration: ssing or unsigned. not cover the newly sub or declaration in complia. e Application Number an ature(s) to the oath or de .47. ly signed oath or declara on Number and Filing Da | ance with 37 CFR 1. 63, including reside nd Filing Date is required. eclaration is/are by a person other than ation in compliance with 37 CFR 1.63, in | nce information and ident inventor or person qualifie lentifying the application b | ifying the application | • |
| An oath oinventor(| or declaration in complia (s), identifying this applica | ance with 37 CFR 1.63 listing the names cation by the above Application Number | of all inventors and signe and Filing Date, is require | d by the omitted | |
| | | nired since your check was returned w | | ł 1.21(m)). | 888 |
| 8. The applicant | cation was filed in a lang t must file a verified Engl | error because your check was returned was guage other than English. Solution of the application, the \$1 amount that the translation is accurate (3). | 30.00 se ≝% ∰in 37 CFR | 1.17(k), unless | 345.88 345.88 36.88 |
| | and any discretions about | ut this notice to "Attention: Box Missing F | Parte " OR | Ç | ., |
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